

RENUMBERED AGENDA

CITY COUNTY COUNCIL

AND THE

INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION

SPECIAL SERVICE DISTRICT COUNCILS

October 25, 2004

7:00 P.M.

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 642, 2004 (Special Resolution) **S.R. 52, 2004** **UVV** **7:28 PM**
INTRODUCED: 10/25/2004 BY: All Councillors
REFERRED TO: Committee of the Whole
DIGEST: recognizes fallen Butler University police officer James L. Davis

PROPOSAL NO. 643, 2004 (Special Resolution) **S.R. 53, 2004** **UVV** **7:33 PM**
INTRODUCED: 10/25/2004 BY: Councillors Abdullah, Borst, Boyd, Cain, Day, Franklin, Gibson, Gray, Keller, Langsford, Mahern, Mansfield, McWhirter, Nytes, Pfisterer, Plowman, Randolph, Salisbury, Sanders and Talley
REFERRED TO: Committee of the Whole
DIGEST: recognizes Bobby Green, Jr. and Travis Curd for their heroic efforts in halting a domestic stabbing incident

PROPOSAL NO. 644, 2004 (Special Resolution) **S.R. 54, 2004** **UVV** **7:38 PM**
INTRODUCED: 10/25/2004 BY: Councillor Boyd
REFERRED TO: Committee of the Whole
DIGEST: recognizes ThreeSisterCities.com for winning the Innovation Award for Economic Development from Sister Cities International

PROPOSAL NO. 645, 2004 (Special Resolution) **S.R. 55, 2004** **UVV** **7:47 PM**
INTRODUCED: 10/25/2004 BY: Councillors Gibson, Boyd, Conley and Sanders
REFERRED TO: Committee of the Whole
DIGEST: recognizes Tastes of Congo & World Cuisine

VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 646, 2004 (Special Resolution) **S.R. 56, 2004** **UVV** **7:52 PM**
INTRODUCED: 10/25/2004 BY: Councillors Sanders and Nytes
REFERRED TO: Committee of the Whole
DIGEST: recognizes the Nationalities Council of Indiana's 2004 International Festival

PROPOSAL NO. 521, 2004 (Council Resolution) **C.R. 71, 2004** **UVV** **7:58 PM**
INTRODUCED: 08/23/2004 BY: Councillor Borst
REFERRED TO: Economic Development Committee
DIGEST: nominates George Pillow as a candidate for the Economic Development Commission
COMMITTEE ACTION:
10/20/2004 Do Pass 5-0

PROPOSAL NO. 593, 2004 (Council Resolution) **C.R. 72, 2004** **UVV** **7:59 PM**
INTRODUCED: 10/04/2004 BY: Councillors Boyd and Borst
REFERRED TO: Rules and Public Policy Committee
DIGEST: approves the Mayor's appointment of Melina Maniatis Kennedy as the Deputy Mayor for Economic Development
COMMITTEE ACTION:
10/05/2004 Do Pass 5-0

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 633, 2004 (Fiscal Ordinance) **WITHDRAWN**
INTRODUCED: 10/25/2004 BY: Councillors Moriarty Adams and Talley
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves an increase of \$76,594 in the 2004 budget of the Marion County Sheriff (Deferral Program Fee Fund) to assign 3 Building Deputies, armed and uniformed, to provide security service for the courts

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 624, 2004 (Special Ordinance) **S.O. 10, 2004** **19-0** **8:07 PM**
INTRODUCED: 10/25/2004 BY: Councillor Talley
REFERRED TO: Metropolitan Development Committee
DIGEST: a final resolution for Nora Commons, LP in an amount not to exceed \$15,000,000, which is the new construction of a 272-unit apartment community to be located at 8801 Evergreen Avenue (District 3)
COMMITTEE ACTION:
10/11/2004 Do Pass 5-0

PROPOSAL NO. 625, 2004 (Special Ordinance) **S.O. 11, 2004** **26-0** **8:09 PM**
INTRODUCED: 10/25/2004 BY: Councillor Talley
REFERRED TO: Metropolitan Development Committee
DIGEST: a special resolution concerning the remarketing of the City of Indianapolis Economic Development Revenue Bonds, series 1994 (Knob in the Woods project) in the aggregate principal amount of \$8,900,000 (District 2)
COMMITTEE ACTION:
10/11/2004 Do Pass 6-0

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 626, 2004 (Special Ordinance) **S.O. 12, 2004** **27-0** **8:11 PM**
INTRODUCED: 10/25/2004 BY: Councillor Talley
REFERRED TO: Metropolitan Development Committee
DIGEST: a final resolution for Turtle Creek Apartments, LLC in an amount not to exceed \$10,000,000 which consists of the acquisition and rehabilitation of the existing 262-unit multifamily housing residential rental project known as Turtle Creek Apartments located at 8265 Harcourt Road (District 2)
COMMITTEE ACTION:
10/11/2004 Do Pass 6-0

PROPOSAL NOS. 648-653, 2004 (Rezoning Ordinance) **R.O. 146-151, 2004** **UVV** **8:12 PM**
INTRODUCED: 10/25/2004 BY: Councillor Talley
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinances certified by the Metropolitan Development Commission on October 18, 2004

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 538, 2004 (Fiscal Ordinance) **F.O. 162, 2004** **27-0** **8:17 PM**
INTRODUCED: 09/13/2004 BY: Councillors Gray, Talley and Cockrum
REFERRED TO: Parks and Recreation Committee
DIGEST: approves an increase of \$45,000 in the 2004 Budget of the Department of Parks and Recreation (Park General Fund) to support the Indy Parks Character Discover Challenge, an initiative to instill positive character traits in youth, financed by a donation from the National Collegiate Athletic Association (NCAA)
COMMITTEE ACTION:
10/07/2004 Do Pass 7-0

PROPOSAL NO. 539, 2004 (Fiscal Ordinance) **F.O. 163, 2004** **27-0** **8:17 PM**
INTRODUCED: 09/13/2004 BY: Councillors Gray, Cockrum and Talley
REFERRED TO: Parks and Recreation Committee
DIGEST: approves an increase of \$108,052 in the 2004 Budget of the Department of Parks and Recreation (Park General Fund) to complete thirteen capital improvement projects at several parks, financed by Lilly Endowment interest earnings
COMMITTEE ACTION:
10/07/2004 Do Pass 7-0

PROPOSAL NO. 570, 2004 (Fiscal Ordinance) **F.O. 164, 2004** **28-0** **8:21 PM**
INTRODUCED: 10/04/2004 BY: Councillor Sanders
REFERRED TO: Economic Development Committee
DIGEST: approves an increase of \$2,000,000 in the 2004 Budget of the Office of the City Controller (Redevelopment General Fund) to fund an economic development project at the Indianapolis Maintenance Center (IMC) at the airport, financed by savings related to refunding of the United Airlines bond issue
COMMITTEE ACTION:
10/20/2004 Do Pass As Amended 5-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 571, 2004 (Fiscal Ordinance) F.O. 165, 2004 28-0 8:25 PM

INTRODUCED: 10/04/2004 BY: Councillors Talley, Abdullah and Pfisterer

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an increase of \$100,000 in the 2004 Budget of the Department of Metropolitan Development, Division of Administration (Non-Lapsing State Grants Fund), to complete remediation at the former gas station site located at 1402 Dr. Martin Luther King, Jr. Street, financed by a grant from the State of Indiana

COMMITTEE ACTION:

10/11/2004 Do Pass 6-0

PROPOSAL NO. 572, 2004 (Fiscal Ordinance) F.O. 166, 2004 21-7 8:31 PM

INTRODUCED: 10/04/2004 BY: Councillors Talley, Mahern and Keller

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an increase of \$796,000 in the 2004 Budget of the Department of Metropolitan Development, Division of Planning (Non-Lapsing Federal Grants Fund), to pay for an Alternative Analysis study to further investigate rapid transit and a Comprehensive Operation Analysis to investigate local transit systems, financed by a grant from the Federal Transit Administration

COMMITTEE ACTION:

10/11/2004 Do Pass 6-0

PROPOSAL NO. 573, 2004 (Fiscal Ordinance) F.O. 167, 2004 27-1 8:47 PM

INTRODUCED: 10/04/2004 BY: Councillors Nytes, Talley, Keller and Oliver

REFERRED TO: Metropolitan Development Committee

DIGEST: approves an increase of \$949,000 in the 2004 Budget of the Department of Metropolitan Development, Community Development Division (Federal Grants and Redevelopment General Fund), to cover development costs, infrastructure needs, and acquisition of the final properties at Fall Creek Place, financed by a grant from the United States Department of Housing and Urban Development, program income through the use of Community Development Block Grant funds and Redevelopment General Fund balance

COMMITTEE ACTION:

10/11/2004 Do Pass 4-2

PROPOSAL NO. 578, 2004 (Fiscal Ordinance) F.O. 168, 2004 28-0 9:02 PM

INTRODUCED: 10/04/2004 BY: Councillors Moriarty Adams, Talley and McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$928,925 in the 2004 Budget of the Department of Public Safety, Fire Division (Non-Lapsing Federal Grants Fund and Federal Grants Fund), to cover numerous expenses of the Urban Search and Rescue Task Force such as program management, training, medical screening, ground transport, warehouse renovation costs, canine team support, and equipment acquisition, as well as to cover the deployment costs incurred by Task Force members while serving at the Republican National Convention, financed by a grant from the federal Department of Homeland Security (DHS) - Federal Emergency Management Agency (FEMA)

COMMITTEE ACTION:

10/06/2004 Do Pass 6-0

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 581, 2004 (Fiscal Ordinance) F.O. 169, 2004 28-0 9:02 PM

INTRODUCED: 10/04/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$10,000 in the 2004 Budget of the Marion County Justice Agency (Law Enforcement Fund) for purposes of the Marion County Justice Agency to cover additional contractual expenses incurred

COMMITTEE ACTION:

10/06/2004 Do Pass 6-0

PROPOSAL NO. 584, 2004 (Fiscal Ordinance) F.O. 170, 2004 28-0 9:02 PM

INTRODUCED: 10/04/2004 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$48,431 in the 2004 budget of the Marion Superior Court (Drug Testing Lab Fund) to fund fringe expenses

COMMITTEE ACTION:

10/06/2004 Do Pass 6-0

PROPOSAL NO. 586, 2004 (Fiscal Ordinance) F.O. 171, 2004 28-0 9:02 PM

INTRODUCED: 10/04/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$15,000 in the 2004 budget of the Marion Superior Court, Juvenile Division (County Grants Fund), to purchase book bags or backpacks for Youth Programs, funded by a grant from the Lumina Foundation for Education

COMMITTEE ACTION:

10/06/2004 Do Pass As Amended 6-0

PROPOSAL NO. 587, 2004 (Fiscal Ordinance) F.O. 172, 2004 22-6 9:05 PM

INTRODUCED: 10/04/2004 BY: Councillor McWhirter

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an increase of \$757,654 in the 2004 Budget of Marion Superior Court (State and Federal Grants Fund) to appropriate Juvenile Accountability Block Grant #6 for year 2004/2005, funded by grants from the Indiana Criminal Justice Institute

COMMITTEE ACTION:

10/06/2004 Do Pass 5-1

PROPOSAL NO. 589, 2004 (Fiscal Ordinance) F.O. 173, 2004 23-5 9:10PM

INTRODUCED: 10/04/2004 BY: Councillors Conley and Keller

REFERRED TO: Public Works Committee

DIGEST: approves an increase of \$100,000 in the 2004 Budget of the Department of Public Works, Policy and Planning Division (Non-Lapsing Federal Grants Fund), to retrofit 37 diesel-powered packer trucks and approximately eight off-road vehicles with diesel oxidation catalysts (DOCs), financed by a grant for the Federal Environmental Protection Agency

COMMITTEE ACTION:

10/14/2004 Do Pass 5-1

XI. SPECIAL ORDERS - UNFINISHED BUSINESS – PUBLIC HEARING

PROPOSAL NO. 562, 2004 (Rezoning Ordinance) *R.O. 152, 2004* **17-9* **10:41 PM****
INTRODUCED: 09/13/2004 BY: Councillor Talley
REFERRED TO: Committee of the Whole
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 21, 10601 East 10th Street (approximate address) (2004-ZON-062)
COMMITTEE ACTION:
09/13/2004 Scheduled for a Public Hearing on 10/04/2004
10/04/2004 Postpone until 10/25/2004

**A two-thirds majority vote (18) is required to overturn any zoning decision certified to the Council by the Metropolitan Development Commission. Any vote less than eighteen (18) shall be declared as indecisive, and the proposal shall take effect pursuant to IC 36-7-4-608(c)(3).*

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 569, 2004 (Fiscal Ordinance) *F.O. 174, 2004* **24-0 **10:51 PM****
INTRODUCED: 10/04/2004 BY: Councillor Nytes
REFERRED TO: Administration and Finance Committee
DIGEST: approves transfers of \$74,700 in the 2004 Budgets of the Department of Executive and Legislative and the Department of Administration for the purpose of paying increased fleet costs and payroll costs associated with a 27th biweekly pay period, and also reducing appropriations in other areas in order to increase the Consolidated County Fund balance by a net amount of \$1,630,600
COMMITTEE ACTION:
10/12/2004 Do Pass As Amended 7-0

PROPOSAL NO. 575, 2004 (Fiscal Ordinance) *F.O. 175, 2004* **27-0 **10:53 PM****
INTRODUCED: 10/04/2004 BY: Councillor Talley
REFERRED TO: Metropolitan Development Committee
DIGEST: reduces appropriations in the 2004 Budget of the Department of Metropolitan Development by \$633,260 for the purpose of increasing the fund balances of the Consolidated County, City Cumulative Capital Development, Transportation General and Redevelopment General Funds
COMMITTEE ACTION:
10/11/2004 Do Pass 5-0

PROPOSAL NO. 577, 2004 (Fiscal Ordinance) *F.O. 176, 2004* **28-0 **10:54 PM****
INTRODUCED: 10/04/2004 BY: Councillor Gray
REFERRED TO: Parks and Recreation Committee
DIGEST: approves a transfer \$230,000 in the 2004 Budget of the Department of Parks and Recreation (Park General Fund) to cover increased payroll costs associated with a 27th bi-weekly pay period, and also reduces other appropriations to increase the fund balance of the Park General Fund by \$174,190
COMMITTEE ACTION:
10/07/2004 Do Pass 7-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 579, 2004 (Fiscal Ordinance) F.O. 177, 2004 28-0 11:00 PM

INTRODUCED: 10/04/2004 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$20,500 and other reductions totaling \$353,000 in the 2004 Budget of the Department of Public Safety to cover increased payroll costs associated with a 27th bi-weekly pay period, additional vehicle lease costs, and to increase the fund balance in the Consolidated County and City Cumulative Capital Development Funds

COMMITTEE ACTION:

10/06/2004 Do Pass As Amended 6-0

PROPOSAL NO. 582, 2004 (Fiscal Ordinance) F.O. 178, 2004 28-0 11:00 PM

INTRODUCED: 10/04/2004 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$1,186 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer Character 02 money to Character 04 to purchase a printer for Access Program

COMMITTEE ACTION:

10/06/2004 Do Pass 6-0

PROPOSAL NO. 583, 2004 (Fiscal Ordinance) F.O. 179, 2004 28-0 11:00 PM

INTRODUCED: 10/04/2004 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$2,181 in the 2004 Budget of the Marion Superior Court (State and Federal Grants Fund) to transfer fringes money to regular salaries, due to excess fringes

COMMITTEE ACTION:

10/06/2004 Do Pass 6-0

PROPOSAL NO. 585, 2004 (Fiscal Ordinance) F.O. 180, 2004 28-0 11:00 PM

INTRODUCED: 10/04/2004 BY: Councillor Borst

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves a transfer of \$400,000 in the 2004 Budget of the Marion Superior Court (County General Fund) to transfer Character 01 money to Characters 02 and 03, to fund food at the Juvenile Center and to fund expenses for the remainder of the year for jurors, psychological evaluations and interpreters

COMMITTEE ACTION:

10/06/2004 Do Pass 6-0

PROPOSAL NO. 590, 2004 (Fiscal Ordinance) F.O. 181, 2004 24-4 11:02 PM

INTRODUCED: 10/04/2004 BY: Councillor Conley

REFERRED TO: Public Works Committee

DIGEST: approves a transfer of \$375,000 in the 2004 Budget of the Department of Public Works (Transportation General Fund) to cover increased overtime caused by weather events, and payroll costs associated with a 27th bi-weekly pay period, and reduces the budget by \$620,850 in order to increase the fund balances of the Consolidated County, Parking Meter and Sanitation Liquid Waste Funds

COMMITTEE ACTION:

10/14/2004 Do Pass 5-1

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 592, 2004 (General Ordinance) **G.O. 111, 2004** **28-0** **11:03 PM**
INTRODUCED: 10/04/2004 BY: Councillor Mahern
REFERRED TO: Public Works Committee
DIGEST: authorizes a one-way eastbound traffic restriction for Merrill Street from East Street to Virginia Avenue (District 19)
COMMITTEE ACTION:
10/14/2004 Do Pass 6-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

B. FIRE SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 580, 2004 (F.S.S.D.F.O.) **F.S.S.D.F.O. 3, 2004** **27-0** **11:06 PM**
INTRODUCED: 10/04/2004 BY: Councillor Moriarty Adams
REFERRED TO: Public Safety and Criminal Justice Committee
DIGEST: approves a decrease of \$1,475,817 in the 2004 Budget of the Department of Public Safety, Fire Division and Fire Pension Division, for the purpose of increasing the fund balance in the Fire General and Fire Pension Funds
COMMITTEE ACTION:
10/06/2004 Do Pass 6-0

C. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 588, 2004 (S.W.C.S.S.D.F.O.) **S.W.C.S.S.D.F.O. 3, 2004** **28-0** **11:09 PM**
INTRODUCED: 10/04/2004 BY: Councillors Conley and Keller
REFERRED TO: Public Works Committee
DIGEST: approves an increase of \$10,000 in the 2004 Budget of the Department of Public Works, Policy and Planning Division (Solid Waste Collection Fund), to fund the collection, recycling, and proper disposal of computer equipment, financed by a private grant from Dell, Inc.
COMMITTEE ACTION:
10/14/2004 Do Pass 6-0

SPECIAL ORDERS – FINAL ADOPTION

PROPOSAL NO. 574, 2004 (S.W.C.S.S.D.F.O.) **S.W.C.S.S.D.F.O. 4, 2004** **28-0** **11:10 PM**
INTRODUCED: 10/04/2004 BY: Councillor Talley
REFERRED TO: Metropolitan Development Committee
DIGEST: approves a decrease of \$352,523 in the 2004 Budget of the Department of Metropolitan Development, Community Development Division, for the purpose of increasing the fund balance in the Solid Waste Collection Fund
COMMITTEE ACTION:
10/11/2004 Do Pass 5-0

**C. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT
SPECIAL ORDERS – FINAL ADOPTION**

PROPOSAL NO. 591, 2004 (S.W.C.S.S.D.F.O.) **S.W.C.S.S.D.F.O. 5, 2004** **24-4 11:12 PM**

INTRODUCED: 10/04/2004 BY: Councillor Conley

REFERRED TO: Public Works Committee

DIGEST: approves transfers to pay increased overtime, the 27th pay period for bi-weekly employees, and trash collection contracts costs for the Department of Public Works (Operations Division) funded by a transfer between characters within the Solid Waste Collection Fund

COMMITTEE ACTION:

10/14/2004 Do Pass 4-2